

Rule 1920.53*(e) Uncontested Hearings Using Prepared Record of Testimony

In cases using the plaintiff's record of testimony the master's hearing shall be conducted as follows:

- (1) The plaintiff and the witnesses shall swear to or affirm their pre-recorded evidence in the presence of the master;
- (2) The master shall examine the plaintiff and the witnesses with respect to the evidence prepared in advance in order to evaluate the credibility of those offering pre-recorded evidence, and, to this end, may interrogate the plaintiff and the witnesses as to any relevant matters, whether or not included in the prepared record of testimony;
- (3) The master, upon being satisfied that the Prepared Record of Testimony is based on credible evidence, shall accept it and include it in his report in lieu of Findings on the Merits, provided, however, that in the report the master certifies:
 - (a) that at the hearing in his presence the plaintiff and the witnesses offering pre-recorded evidence were placed under oath or affirmation and were examined by him and that they, by credible evidence substantiated the facts set forth in the Prepared Record of Testimony, and
 - (b) that no witness who was sworn or affirmed presented testimony or evidence to the contrary of facts set forth in the Prepared Record of Testimony.